

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

VIRTUALAGILITY, INC.,

Plaintiff,

v.

**SALESFORCE.COM, INC.; DELL, INC.;
DR PEPPER SNAPPLE GROUP, INC.;
KIMBERLY-CLARK CORP.; NBCUNIVERSAL,
INC.; LIVINGSOCIAL, INC.; FEDEX CORP.;
FEDEX CORPORATE SERVICES, INC.; BMC
SOFTWARE, INC.; BANK OF AMERICA
CORPORATION; BANK OF AMERICA,
NATIONAL ASSOCIATION; MERRILL
LYNCH & CO., INC.; and MERRILL LYNCH,
PIERCE, FENNER & SMITH
INCORPORATED,**

Defendants.

CIVIL ACTION NO. 2:13-CV-011

JURY TRIAL DEMANDED

ORDER GRANTING DEFENDANTS' JOINT MOTION TO TRANSFER VENUE

Having considered Defendants, salesforce.com, inc., Dell Inc., Dr Pepper Snapple Group, Inc., Kimberly-Clark Corp., NBCUniversal, Inc., LivingSocial, Inc., FedEx Corporation, FedEx Corporate Services, Inc., BMC Software, Inc., Bank of America Corporation, Bank of America, National Association, Merrill Lynch & Co., Inc., and Merrill Lynch, Pierce, Fenner & Smith Incorporated (collectively "Defendants") Joint Motion to Transfer Venue, and finding good cause in support of said motion, it is hereby ORDERED that:

The Court grants Defendants' Joint Motion to Transfer Venue, and the above-captioned matter is hereby TRANSFERRED to the United States District Court for the Northern District of California.